IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
v.)	Case No. 21MJ791 CEG
)	
JOHNNY FRANK RODRIGUEZ,)	
)	
Defendant.)	

WAIVER OF PRELIMINARY HEARING AND REQUEST FOR TOLLING OF GRAND JURY PRESENTMENT

- 1. I am the defendant in this criminal proceeding.
- 2. I understand that I am entitled to a preliminary hearing, but I agree to waive my right to that hearing and I also agree to waive my right to have my case presented to a grand jury within thirty (30) days of my arrest pursuant to 18 U.S.C. § 3161(b) in exchange for the following:

[X]	Pre-indictment discovery
[X]	Pre-indictment plea negotiations
[]	
[]	

- 3. I understand that I have the right to have my case presented to a grand jury within thirty (30) days of my arrest pursuant to 18 U.S.C. § 3161(b).
- 4. I hereby request a tolling of grand jury presentment pursuant to 18 U.S.C. § 3161(h) (7)(A) for an additional period not to exceed 75 days from the date of my arrest for a total of 105 days. By that I mean there be a 75-day period of excludable time for the purposes of determining compliance with the speedy indictment provision of 18 U.S.C. § 3161(b). I further

request that an Order be entered providing that this time period shall be tolled and excluded from the speedy indictment time computation pursuant to 18 U.S.C. § 3161(h)(7)(A).

5.	If I	cannot	reach	an ag	reement	with	the	United	States	Attorney's	Office, 1
understand	that my	y case v	vill be	presen	ted to a	grand	jury	at a la	ter date	e, consistent	t with this
waiver.						_) 1 d			
						ohimy Defen		ık Rodri	guez.		-

I have reviewed the foregoing document in (English/Spanish) with my client and represent to the Court that he/she understands it. I further represent to the Court that I believe it is in my client's best interest to agree to the contents of this document.

Imtiaz Hossain
Attorney for Defendant

June 11, 2021
Date: